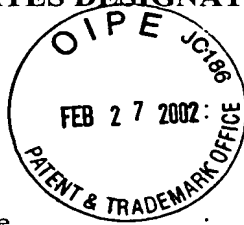


## IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

International Application No. PCT/EP00/01974  
 International Filing Date 7 MARCH 2000  
 U.S. Serial No. 09/936,660  
 Deposit Date U.S. Nat'l Phase : 14 SEPTEMBER 2001  
 Priority Date(s) Claimed : 17 MARCH 1999  
 Applicant(s) : BUENGER, Joachim, et al.



Title: METHOD FOR PRODUCING COSMETIC OR PHARMACEUTICAL FORMULATIONS BY MEANS  
 OF A MICROMIXTURE DIRECTLY BEFORE USE

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
 UNDER 35 U.S.C. § 371  
 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Commissioner for Patents  
 Box PCT  
 Washington, D.C. 20231  
 Sir:

In response to the Notification of Missing Requirements mailed 28 DECEMBER 2001, attached is a Declaration and Power of Attorney for Patent Application which has been executed by the inventors, as well as a copy of the Notification.

The Surcharge of \$130.00 for providing the Declaration later than 30 months from the original priority date is attached.

The Patent and Trademark Office is authorized to deduct any additional fees from, or credit any overpayments to, counsel's deposit account No. 13-3402, a copy of this paper being attached.

Respectfully submitted,

Harry B. Shubin Reg. No.32,004  
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Filed:27 FEBRUARY 2002

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Filed: 27 FEBRUARY 2002

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UNITED STATES PATENT AND TRADEMARK OFFICE

|                                                                                                                                                   |  |
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| <b>JAN - 8 2002</b>                                                                                                                               |  |
| Commissioner for Patents, Box PCT<br>United States Patent and Trademark Office<br>Washington, D.C. 20593<br>Millen, White, Zelano & Branigan P.C. |  |

|                                           |                                         |                                |
|-------------------------------------------|-----------------------------------------|--------------------------------|
| U.S. APPLICATION NUMBER NO.<br>09/936,660 | FIRST NAMED APPLICANT<br>Jutta Zur Lage | ATTY. DOCKET NO.<br>MERCK 2305 |
|-------------------------------------------|-----------------------------------------|--------------------------------|

23599  
MILLEN, WHITE, ZELANO & BRANIGAN, P.C.  
2200 CLARENDON BLVD.  
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ARLINGTON, VA 22201

|                                                 |               |
|-------------------------------------------------|---------------|
| INTERNATIONAL APPLICATION NO.<br>PCT/EP00/01974 |               |
| I.A. FILING DATE<br>03/07/2000                  | PRIORITY DATE |

**CONFIRMATION NO. 9098**  
**371 FORMALITIES LETTER**



\*OC000000007211897\*

Date Mailed: 12/28/2001

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Preliminary Amendments

*PCT MISSING REQUIREMENTS DUE*  
*2/28/2002*  
*[Signature]*

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

*DATE*  
*1/9/02*  
*[Signature]*

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHRISTINE S WASHINGTON

Telephone: (703) 305-3752

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 09/936,660                  | PCT/EP00/01974                | MERCK 2305       |